

Application for a water use approval for construction dewatering

This is an application form for Ministerial approval for a new water use approval under section 92 of the *Water Management Act 2000* (NSW) and for the amendment of a water use approval for construction dewatering under section 107 of the *Water Management Act 2000* (NSW).

Water use approvals permit you to deal with the water once it has been removed from the water source. You will require a water use approval unless an [exemption](#) applies under the *Water Management Act 2000* (NSW) or the *Water Management (General) Regulation 2018* (NSW).

Applicants are advised to read the [Guide](#) for an application for a water use approval for construction dewatering carefully before filling in this form.

Please complete the form with a black/blue ink pen and use BLOCK letters. You can also type directly in this form. Print and post to our office or email to customer.helpdesk@waternsw.com.au.

Attach this form to the application for a water supply works approval for construction dewatering. Attach additional pages to back of form, if required.

You can pay the application fee by credit card, cheque or money order.

- If paying by credit card, do not provide your credit card details to WaterNSW in writing. Once the application is submitted, we will contact you to pay over the phone for all credit card payments.
- For cheques or money orders, please post cheque/money order made payable to WaterNSW at PO Box 398, Parramatta NSW 2124.
- If an application has been accepted by WaterNSW, payment has been processed and a receipt has been issued, application fees will not be refunded.

OFFICE USE ONLY	Fee paid: \$	Customer receipt number:	Office stamp
	Officer signature:	Date:	
	Application number:	Acceptance date:	

WATER USE APPROVAL

You may be exempt from requiring a water use approval if development consent has been granted under Part 4 of the *Environmental Planning and Assessment Act 1979* (NSW). Please note you may be requested to provide further information to support your application.

SECTION A - WATER USE APPROVAL ONLY

Please tick appropriate boxes. I wish to apply for

- A¹ a new water use approval an amended water use approval specifying changed water
- change details of water use approval specifying change

A² If you ticked the second box "an amended water use approval specifying changed water use", please complete the following questions

Existing approval number to be amended

A³ Briefly describe the changes you wish to make (e.g. increase the size of irrigated area etc.)

SECTION B - PURPOSE

B¹ Please nominate the purpose you are seeking approval for:

- Dewatering Other

B² If "other", please specify

SECTION C – LOCATION OF LAND WHERE WATER WILL BE USED

c1 Property name			
c2 Property address			
c3 Town		c4 Post code	
c5 Area of property		ha	
c6			
Lot	DP	Parish/portion	County
c7 Local council			
c8 Name of nearest river/s adjacent to or within the property boundaries			

SECTION D – APPROVAL TO DISCHARGE

D1		
Authority issuing the approval	Issue date of the approval	Expiry date of the approval

D2 Please provide a copy of the approval.

SECTION E – INFORMATION MAPS

Attach a map of the land described in Section C and mark on it the following information relating to your proposed use of water:

- area(s) to be affected
- location(s) of all works supplying water to your proposed use area
- drainage and/or recycling system proposals
- soil types such as sandy/light soils, clay, clay loam, loam areas within the proposed use area
- any known high water table areas on the property
- any known Aboriginal or European cultural heritage features on the property
- areas of wetlands

SECTION F – ENVIRONMENTAL ISSUES

F1 Does your property have any of the following features/characteristics?			
<input type="checkbox"/> Salinity	<input type="checkbox"/> Acid sulphate soils	<input type="checkbox"/> Sodic soils	<input type="checkbox"/> Waterlogging
<input type="checkbox"/> Erosion	<input type="checkbox"/> High water tables	<input type="checkbox"/> Land subsidence	<input type="checkbox"/> Contaminated land
F2 Other			
F3 Any other comments (include the occurrence any of the above features/characteristics on neighbouring properties, if known).			

SECTION G – PAYMENT OF APPLICATION FEE

G1 Specify method of payment for application fee
<input type="checkbox"/> Credit card <input type="checkbox"/> Direct deposit <input type="checkbox"/> Cheque (enclosed)
(If you select credit card, WaterNSW will contact you on the number below to arrange payment. Please do not provide your credit card details here.)
G2 Payee's name
G3 Payee's contact number

SECTION H – DECLARATION OF APPROVAL HOLDER(S)

Each applicant must sign Section G. Photocopy/print multiple copies of the entire form after Sections A to F have been completed (before anyone signs Section H) if there are more than two applicants.

I/We, the undersigned applicants, acknowledge and agree:

- a) that I/We apply for an application for a new/amended water use approval as described in this application
- b) that this application will be determined in accordance with the *Water Management Act 2000* (NSW) and any associated regulations or guidelines as in force from time to time, and that no right or entitlement shall arise pending determination of this application and that any such determination may be subject to conditions
- c) that I/we authorise the application contact (where applicable) specified in the related water supply works approvals to act for and on my/our behalf in relation to any aspect of this application, unless otherwise notified to you in writing. WaterNSW will rely on information provided by the application contact in its consideration of this application and assume it to be true and correct
- d) that WaterNSW and its officers, employees, agents and successors, accept no liability in relation to any action, proceeding, claim, demand, cost, loss, damage or expense (including reasonable legal costs or expenses) arising directly or indirectly as a result of or in connection with this application or any act or omission of WaterNSW in connection with this application. I/we hereby agree to release and indemnify WaterNSW from and against any such action, proceeding, claim, demand, cost, loss, damage or expense to the fullest extent permitted by law
- e) that all information contained in this application is accurate, true and complete, and is not false or misleading, and that WaterNSW and its officers, employees, agents and successors will rely on such information
- f) that WaterNSW does not provide any legal, financial or technical advice in connection with this application and that any such advice, if required, is to be obtained independently
- g) that details about any approval arising out of this application will be recorded in the publicly available Register of Water Approvals pursuant to the *Water Management Act 2000* (NSW)

- h) that if this application is incomplete it will not be accepted (subject to (i) below)
- i) that more information may be requested if it is considered that it would complete the application or otherwise would be relevant to the consideration of this application and, if that information is provided in a timely way, the application may be accepted
- j) that if an application has been accepted by WaterNSW, payment has been processed and a receipt has issued, **application fees will not be refunded**.

Please attach / photocopy extra page if more than two holders.

For applications made by individuals

Name	Signature	Date
Name	Signature	Date
Name	Signature	Date

SECTION H – COMPANY DECLARATION

For applications made by a corporation: Executed for and on behalf of the applicant in accordance with section 127 of the *Corporations Act 2001 (Cth)* (if a company) or by its duly authorised officer (for other types of corporation):

Name of corporation		
Position of signatory <input type="checkbox"/> company director <input type="checkbox"/> company secretary <input type="checkbox"/> duly authorised officer <i>(Tick the appropriate box)</i>		
Name of signatory	Signature	Date
Position of signatory <input type="checkbox"/> company director <input type="checkbox"/> company secretary <input type="checkbox"/> duly authorised officer <i>(Tick the appropriate box)</i>		
Name of signatory	Signature	Date

PRIVACY STATEMENT

The personal information you provide on this form will be used and protected in accordance with WaterNSW *Privacy Statement*. It is being collected by WaterNSW and will be used for purposes related to assessing and processing your application, or in connection with the operation of any approval granted, or for research-related purposes such as customer surveys. It may be used from time to time to contact you about services WaterNSW provides.

WaterNSW will not disclose the personal information provided in this form to anybody else unless authorised by you or by law. The provision of this information is voluntary. However, if you choose not to provide the requested information, we will not be able to process your application. You have the right to request access to, and correct details of, your personal information held by WaterNSW. Further information regarding privacy can be obtained from our website at waternsw.com.au

If an approval is granted, the *Water Management Act 2000* (NSW) requires that various details relating to the approval are to be recorded in the Register of Water Approvals kept by the Minister. Information recorded in the register is publicly available.

OFFENCES AND PENALTIES

It is an offence, under section 344 of the *Water Management Act 2000* (NSW), to make a statement that you know to be false or misleading in, or in connection with, this application.

A corporation found guilty of an offence against section 344 is liable to a penalty of 18,200 penalty units, which currently amounts to \$2,002,000 million AUD. In the case of a continuing offence, a further penalty of 1,200 penalty units, amounting to \$132,000 AUD will be payable each day that the offence continues.

An individual found guilty of an offence against section 344 is liable to pay 4,550 penalty units which currently amounts to \$500,500 AUD. In the case of a continuing offence, a further penalty of 600 penalty units, amounting to \$66,000 AUD will be payable each day that the offence continues.

An access licence or approval may be suspended or cancelled under the *Water Management Act 2000* (NSW) in certain circumstances. These include if the holder of the licence or approval is convicted of an offence under that Act.

Note that penalty units are subject to change and the amounts specified above may change from time to time. We recommend that you obtain independent advice in relation to offences and penalties if they may apply to you.

DISCLAIMER

Information contained in this form is not legal advice and should not be relied upon as such. This form does not represent the views of any council or the Department of Planning, Environment and Industry or Natural Resources Access Regulator and, this form may be subject to change and updated at any time. Please check the WaterNSW website for the current version.